



Case No. 3797-5

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Ser. No. 09/806,704

: Art Unit 2878

**Applicant: ADALBERT BANDEMER and  
DIETER PALME**

: Examiner Stephen K. Yam

Filed: June 27, 2001

**FOR: SYSTEM AND METHOD FOR MONITORING THE  
PERFORMANCE OF DENSE WAVE-LENGTH  
DIVISION MULTIPLEXING OPTICAL  
COMMUNICATIONS SERVICES**

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**AMENDMENT AFTER NOTICE OF APPEAL**

Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

The purpose of this amendment is to cancel the rejected claims and rewrite the dependent  
claims 41 and 42, indicated as allowable if presented in independent form, thereby rendering the appeal  
moot. Please amend the above-identified application as follows:

Amendment to the claims appears on pages 2 and 3 of this paper.

Remarks appear on page 4 of this paper.

RECEIVED  
AUG 25 2003  
TECHNOLOGY CENTER 2800

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